



*Steve Glickman, Mayor
Mike Wasserman, Vice Mayor
Sandy Decker, Council Member
Diane McNutt, Council Member
Joe Pirzynski, Council Member*

**TOWN OF LOS GATOS
JOINT TOWN COUNCIL/PARKING AUTHORITY/
REDEVELOPMENT AGENCY
JANUARY 5, 2004
7:00 PM
110 East Main Street
Council Chambers (Downstairs)
Los Gatos, California**

PARTICIPATION IN THE PUBLIC PROCESS

The Town of Los Gatos strongly encourages your active participation in the public process, which is the cornerstone of democracy. If you wish to speak to an item on the agenda, please complete a "speaker's card" located on the back of the chamber benches and return it to the Town Clerk. If you wish to speak to an item NOT on the agenda, you may do so during the "verbal communications" period. The time allocated to speakers may change to better facilitate the Town Council meeting.

The purpose of the Town Council meeting is to conduct the business of the community in an effective and efficient manner. This is done by following meeting guidelines set forth in State law and in the Town Code. Conduct which is considered disruptive during Town Council meetings include, but is not limited to:

- Addressing the Town Council without first being recognized;
- Interrupting speakers, Town Council, and Town staff;
- Continuing to speak after the allotted time has expired;
- Failing to relinquish the podium when directed to do so; and
- Repetitiously addressing the same subject.

For the benefit of the community, the Town of Los Gatos asks that you follow the Town's meeting guidelines while attending Town Council meetings and treat everyone with respect and dignity.

**Town Council Meetings Broadcast Live on KCAT, Channel 15
1st and 3rd Mondays at 7:00 p.m.
Rebroadcast of Town Council Meetings
Following Saturday at 12:00 Noon**

**TOWN OF LOS GATOS
JOINT TOWN COUNCIL/PARKING AUTHORITY/
REDEVELOPMENT AGENCY**

**JANUARY 5, 2004
7:00 PM**

MEETING CALLED TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

CLOSED SESSION REPORT

TOWN COUNCIL

CONSENT ITEMS (TO BE ACTED UPON BY A SINGLE MOTION)

(Before the Town Council/Redevelopment Agency acts on the consent agenda, any member of the public or Town Council/Agency may request that any item be removed from the consent agenda. Consent items pulled at the request of the public will be considered after Public Hearings)

1. Accept Schedule of Public Hearings
2. Ratify payroll for the period of November 23, 2003 through December 21, 2003 paid on December 21, 2003
3. Ratify accounts payable for December 2003

Note: The Town of Los Gatos has adopted the provisions of Code of Civil Procedure §1094.6; litigation challenging a decision of the Town Council/Redevelopment Agency must be brought within 90 days after the decision is announced unless a shorter time is required by State or Federal law

IN COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT, IF YOU NEED SPECIAL ASSISTANCE TO PARTICIPATE IN THIS MEETING, PLEASE CONTACT PATSY GARCIA AT (408) 354-6832. NOTIFICATION 48 HOURS BEFORE THE MEETING WILL ENABLE THE TOWN TO MAKE REASONABLE ARRANGEMENTS TO ENSURE ACCESSIBILITY TO THIS MEETING

[28 CFR §35.102-35.104]

CONSENT ITEMS (continued)

4. Approve Council minutes of December 15, 2003 (Study Session)
5. Adopt resolution amending the Fiscal Year 2003-04 Management Compensation Plan to amend health insurance cash allocation, amend the administrative leave provision, and to adjust compensation for Police Sergeants
6. Residency Requirements for Student Commissioners
 - a. Adopt resolution rescinding Resolution 2002-134, and establishing residency requirements for members of specific boards and commissions
 - b. Adopt resolution rescinding Resolution 2002-103, and establishing the Parks Commission
7. Adopt resolution granting an appeal of a Planning Commission decision to deny an application to remove the existing reservoir and facilities and a four lot subdivision on property zoned R-1:20. No significant environmental impacts have been identified as a result of this project and a mitigated Negative Declaration is recommended. Architecture & Site Application: S-01-77. Subdivision Application: M-01-13 Negative Declaration: ND-01-11 Property Location: Reservoir Road Property Owner/Applicant/ Appellant: San Jose Water Company

TOWN COUNCIL/REDEVELOPMENT AGENCY

8. Project 02-33B - North Santa Cruz Avenue Electrical Improvements
Adopt resolution accepting work of Cupertino Electric and authorizing the Town Manager/Executive Director to execute Certificate of Acceptance and Notice of Completion for recording by the Town Clerk/Secretary of the Redevelopment Agency

REDEVELOPMENT AGENCY

9. Ratify accounts payable for December 2003
10. Approve Agency minutes of December 15, 2003

VERBAL COMMUNICATIONS *(Up to three minutes may be allotted to each speaker to address matters that are not on tonight's agenda.)*

TOWN COUNCIL

PUBLIC HEARINGS *(Applicants/Appellants and their representatives may be allotted up to a total of ten minutes maximum for opening statements. Members of the public may be allotted up to three minutes to comment on any public hearing item. Applicants/Appellants and their representatives may be allotted up to a total of five minutes maximum for closing statements. Items requested/recommended for continuance are subject to Council's consent at the meeting.)*

11. Consider recommendation of the Planning Commission for approval of a Planned Development to change the zone from RM:120 to RM:12-20:PD to construct three dwelling units. No significant environmental impacts have been identified as a result of this project and a Negative Declaration is recommended. APN 529-09-026. Planned Development Application PD-01-2. Negative Declaration NDD01-14. Property location: 10 Monroe Court. Property Owner: David H. Pitzen. Applicant DHP Monroe Investors LLC
12. Consider recommendation of the Planning Commission for approval to modify an existing Conditional Use Permit Application to expand from beer and wine to full liquor service (Tapstry) on property zoned C-2. APN 529-29-052. Conditional Use Permit U-04-6 Property Location: 11 College Avenue Property Owner: Dave Flick. Applicant: Tapstry Restaurant, LP
13. Hazardous Vegetation/Weed Abatement
Consider overruling objections and ordering abatement of hazardous vegetation (weeds) on certain properties and authorizing the County contractor to perform the weed abatement work necessary to comply with the standards.

OTHER BUSINESS *(Up to three minutes may be allotted to each speaker on any of the following items.)*

14. Non-Point Source Presentation (NPDES)
Consider introducing Ordinance amending Town Code Sections 22.30.010 and 22.30.035 to comply with the requirements of Provision C.3 of the Town's NPDES Permit
15. Adopt resolution adopting Hillside Development Standards & Guidelines. It has been determined that this project could not have a significant impact on the environment, therefore, the project is not subject to the California Environmental Quality Act (Section 15061 (b)(3)). File #A-03-3. Applicant: Town of Los Gatos (*continued from October 20, 2003*)
16. Animal Control Services
 - a. Adopt resolution authorizing the Town Manager to finalize and enter into an agreement with City of San Jose for animal control services
 - b. Direct Town Manager to draft letter to Silicon Valley Animal Control Authority, indicating the Town of Los Gatos' intention to withdraw from the Joint Powers Agreement by January 25, 2004, effective June 30, 2004

COUNCIL/TOWN MANAGER REPORTS

- 17. Council Matters
- 18. Manager Matters

ADJOURNMENT (*Council/Redevelopment Agency policy is to adjourn no later than midnight unless a majority of Council/Redevelopment Agency votes for an extension of time*)

Note: The Town of Los Gatos has adopted the provisions of Code of Civil Procedure § 1094.6; litigation challenging a decision of the Town Council/Redevelopment Agency must be brought within 90 days after the decision is announced unless a shorter time is required by State or Federal law.